WANTED-DAY BOARD-In a respectable boarding-house; must be situated some where West of Vine and North of Fifth-street Dinner at 12, and supper not later than 6. Addres X. Y. Z., Office of this paper, stating terms and lo

WANTED-SITUATION-A No. 1 carpenter and joiner wants steady work for the winter. Has no objections to go in the country. Address J. C. W., this office.

WANTED-SITUATION- By a young man of unim peachable character, a good pea-man, and who has a knowledge of book-keeping—in some wholesals or retail store. Almost any situation acceptable. Good references given. Address EM-PLUYMENT. Penny Press Office. WANTED-CLOAK MAKERS-50 good

closk makers immediately. To good hands the highest wages will be paid. Apply before it o'clock A. M., at S. WILSON'S, 75 West Fourth-ociod\* WANTED-We have notes to the amount ANTED—We have notes to the amount of \$2,000, well secured by mortgage, which we wish to trade for groteries, dry goods, boots and shoes, hardware, or other merchantable goods. PATTIN & SIDDALL, 57 West Third-streed, second floor.

WANTED-GIRL-To work on a sewing machine. One accustomed to the busines required. Apply to F. SHEEN, 20 East Third-street [oclub\*]

WANTED-AGENTS-Enterprising men with a very small capital can make from \$100 to \$200 per month selling a useful article, required by every business man. Inquire at room No. 4 United States Hotel, for a few days only. oci9aw

WANTED-COOK-A good cook. Apply ociable

WANTED—COTTAGE—By a good ten-ant, a cottage residence of about four rooms, pleasant locality, not exceeding ten minutes walk from the Postoffice. Rent about \$15 per month. Address FRANK, Ponny Press Office.

WANTED-SITUATION -As cook or general house servant, by a young woman with good recommendations. Inquire at No. 2 Fifth-street, between Wainut and Main-sts. oci5b\* WANTED-WETNURSE-Immediately

One with a child. Apply at rooms 10 and 11. oct85\* WANTED-SITUATION-As driver ANTED SITUATION. The best of references given, Address P., at Penny Press Of oci85\*

WANTED-BROKEN GLASS-Will pay cash for 20,000 pounds. WILLIAM ANDER-SON, 92 Main-street. octsb\*

ANTED—Clerks, Salesmen, Book-keepers, Porters, Bar-keepers, Coopers, Carpenters, Mechanics, Laborers and others can find situations by applying at the Merchants' Glerks' Registry
Office, No. 291 West Fifth-street. HALE & CO.

[oct8b\*]

WANTED-AN ENERGETIC MAN-With \$200, as partner in a good paying cash business that requires the attention of two. Apply at 57 West Third-street. PATIN & SIDDALL. [cc18b\*]

WANTED—BOARDERS— One or two front rooms to let, with board, in a private family. Apply at 57 Ninth-street, between Wainut and Vine-streets.

WANTED—BOY—A smart, intelligent boy, to attend a retail Ladies' and Gentle-men's Hostery and Fornishing store. Inquire at PHILLIPS'S BAZAAR, No. 27 Westorn-row, be-tween the hours of I and 6 o'clock P. M. oci8b.

WANTED-SHOEMAKERS-On men's custom pegged werk. M. KEAMES'S shoe store, 250 Broadway, between Seventh and Eighth-streets. Highest wages will be paid. oci85\*

WANTED — SITUATION. — A young man from a neighboring town, who has had several years experience, wants a situation as Book-keeper, Assistant Book-keeper, or Entry Clerk References—last employers. Address Book-keeper at this office.

WANTED-PURCHASER -\$1,000 for the good will, stock and fixtures of a grocer store, deing a good business. Warranted a bargain to the purchaser, Address DANIFL, this

WANTED-SITUATION .- A young man VV AN LED—SITUATION.—A young man of steady habits, fair experience and unim-peachable character is seeking a situation in swbole-sale house. Beferences to satisfy the employer will be given. Address SAM'L E., Penny Press Count-ing-room.

WANTED-SITUATION-For man and wife, in a boarding-house, as cooks or dining room service. Good city references given. Address 8. M. G., care this office. octlaw

### FOR RENT.

TOR RENT-A STONE HOUSE-Of four Tooms on Observatory street, Mount Adams For particulars inquire at No. 29 East Seventh-stree of MICHAEL MCDONNELL, oci8b\*

FOR RENT-Front office and second floor for ront at No. 22 Front-street, between Main and Walnut.

# FOR SALE.

OR SALE-DINING SALOON-The old and well established Dining Saloon, at No. 3 East Fourth-atreet having seventy-five prompt pay-ing bearders, and a good transient trade. For fur-ther particulars inquire on the premises. oci9b\*

OR SALE-STOVES-New and secondhanded stoves of various sizes at A. O. PAR-RY'S, No. 36 Vine-street. Any person in want of such articles will consult their interest by calling and examining our stock before purchasing else-where. ocl9-b\*

OR SALE-LAND-15 acres of fine gardening land, six miles from city, and quarter of a mile from Cheviot. Seventeen and a half acres on Harrison Pike, nine miles from the city. A bargain. A. B. McMaNAMA, 206 Main-street.

FOR SALE—A BILLIARD SALOON and Brunswick & Bro., Sixth-street, between Main and Walnut.

FOR SALE-PAPERS—Several thousand old papers at 25c. per hundred, at this office.

### BOARDING.

BOARDING—Two unfurnished front rooms, with board for gentlemen and their wires. Also, a few day-boarders. Apply at 229 Race-street, above Sixth. Reference required, oct9-b\*

BOARDING—Four or five single gentle-men can be accommodated with a large frent room, with board, at 298 West Fifth-street. Day-beard \$2 per week.

BOARDING—Several gentlemen can be accommodated with board at 181 Broadway, between Fifth and Sixth-streets. A second-story from room vacant. Also, accommodation for a few day boarders.

### LOST.

LOST-LOCKETS-On Sunday last, in Cincinnatior Covington, two lockets with min-latures in. The finder will receive the thanks and oblige the owner by leaving the same at the Penny Press office.

LOST—A BILL OF EXCHANGE—In Covington, a bill of exchange for \$307 and some cents, drawn by Henry Worktington and accepted by H. P. Loogmore, and indorsed by Hiram Martin, payable at Bank of Ohio Valley, Cincinnati; payable four months after date, and dated about the lat of October. Payment has been stopped.

ECONOMY: Premium Coal Cooking Stove.

THE ALLIGATOR,

Smoke-consuming Coal Cooking Stove, Is without a rival. Call on

ADAMS & PECKOVER.

Inventors and Manufacturers, Novelty Iron Works,

888 Fourth-street, West of Smith.

Examine the Alligator read testimonials.

FRANKLIN TYPE AND STEREOTYPE FOUNDRY, B. ALLISON, Superintendent.—Printing Maserials of allighinds. 165 Vine street. WILLIAM DISNEY, ATTORNEY
AT LAW, Chase Buildings, No. 6 East Third.

WILLIAM H. BALDWIN, ATTORNEY and Counsellor at Law, Chase's Building Third street, 2 doors East of Main.

## ${f THE~PRESS}$

WEDNESDAY .. OCTOBER 19

WANTS! WANTS!! Ir you want a servant, advertise in

THE PENNY PRES advertise in THE PENNY PRESS Ir you want to sell anything, advertise in

THE PENNY PRESS anything, advertise in THE PENNY PRESS In fact, every want supplied by advertising in

THE PENNY PRESS.

CITY MATTERS. 25 Penny Press to be had every morning at the Counting-room door.

Only one cent. Don't forget that the Penny Press is the medium through which to make known your wants! Advertisements of five lines and less, inserted

twice for twenty-five cents! CITY PRISON .- At the City Prison yesterday three persons were received—none dis-charged, and six on the sick list. Forty-eight will be sent to the hill-side to-day.

RESISTING OFFICER .- Abraham Israel, resisting an officer when discharging his duty, was fined \$5 and costs by Judge Lowe yes-

STOVES,—As cold weather is coming on we refer our readers to C. U. Mackelfresh's stock of stoves at 294 West Fifth-street. Give him

OUT AGAIN.—We are pleased to learn that Mr. E. Tatem, reporter for the Commercial, who has been confined to his room some days with Typhoid Fever, is at his post again.

Y. M. C. U.—The Young Men's Christian Union will hold their annual meeting, for the election of officers, at their rooms adjoining St. Paul's Church, to-morrow evening.

A NEW ORDER.-A new Order is about being established in this city, to be called "The Vol-unter Abstinence Society." The object of the order is the promotion of the cause of temper-

MERTING OF GENERAL TICKET AGENTS .-There will be a meeting of General Ticket Agents of the Western Railroads, and their connections East and South, in this city next

GLORIFICATION.—The glorification of the Republicans will come off at Smith & Nixon's Hall to-morrow evening. Messrs. Chase, Dennison, Corwin, Gurley, and others are the

School Books.—The attention of country merchants, and all others in want of school books, &c., is called to the advertisement of Messrs. Moore, Wilstach, Keys & Co., in another column.

PROVOKING AM OPFICER.—Michael Knigh, for provoking Officer Hadley, of the Fourth Ward, to commit a breach of the peace, was fined \$5 and costs by the Police Judge yes-

COULD NOT BE REFORMED .- Mary Wilson, an old vagrant, was taken to the Home of the Friendless, some time since, with the hope of reforming her bad habits, but without success. Her conduct was of such a nature as to send her back to her old quarters.

STEALING A SAW .- Thomas Ryan, well known to the police, was called up in the Police Court yesterday to answer the charge of stealing an old hand-saw, valued at \$1. He was found guilty, and sentenced to the County Jail for the term of six months.

PERFUMERIES, POWDERS, &c .- We refer our lady readers to Solon Palmer's special notices. His stock of fancy articles, perfumeries and powders is of first-class articles. When in want of any of the above articles call at No. 86 West Fourth-street and get a good article.

STREET-RAILROAD TURN-OUTS .-- A number of petitions, numerously signed, will be presented to Council to-night, in favor of granting the use of the streets for turn-oats. It is to be hoped that Council will take a proper view of this subject and grant the prayer of the petition.

REMOVAL. — The Business Men's Prayer Meeting, which has heretofore been held in the First Presbyterian Church, will in future be held at the Second Presbyterian Church, on the south side of Fourth-street, between Vine and Race. Services will commence at

the latter place this morning at eight o'clock. MENTER'S CORNET .- By reference to an advertisement in another column, it will be seen that the presentation of the silver cornet to Capt. A. Menter will take place next Saturdsy evening at Smith & Nixon's Hall, on which occasion a grand vocal and instrmental concert will be given.

HELD TO ANSWER.—George Kennedy, alias Carson, was arraigned in the Police Court, yesterday, to answer the charge of burglarously entering the dwelling of William B. Lynan, on Everett-street, near Cutter, last Saturday, and held in bonds of \$500 to answer to the Court of Commom Pleas. He was also held in bonds of \$2,500 to answer the charge of shooting, with intent to kill, Mr. George Ballenger.

To MERCHANTS .- It should not be forgotten by our merchants that the PRNNY PRESS has the largest circulation in the towns upon all railroads diverging from this point of any other Cincinnati paper, and that, accordingly it offers the best medium of advertising. Also that its city circulation is second to none other, and is rapidly increasing. If you wish to reach the people, avail yourself of its columns.

Collision.-A collision between a couple of buggies, a dray and express-wagon took place at the corner of Fourth and Walnut-streets, yesterday afternoon. One of the buggies was pretty well smashed up. The horse attached to the other became frightened and ran down Fourth-street at almost "Flora Temple" speed. The dray and express-wagon escaped unin-jured, as well as the occupants of each vehicle.

ASSAULT WITH INTENT TO KILL .- A man named James Lewis was tried in the Police Court, yesterday, for stabbing, with intent to kill, George Ash. The parties are all colored men, and, it appears, have been on unfriendly terms for some time past. Lewis evertook Ash on the Reading Road, night before last, about two miles from the city, and beat him severely with a heavy club. Officer Schults, who made the arrest, testified that Lewis had admitted to him that he had been waiting for an opportunity to beat Ash. He was committed in default of \$500 to answer the charge of assault with intent to kill. with intent to kill.

ARREST OF CONFIDENCE Man .- Two men, Thompson and Peter Miller, were arrested yesterday by Officers Mormon and Rickets, yesterday by Officers Mormon and Rickets, for playing the confidence game on a gentleman named H. H. Clawson, from Massachusetts, at the Melodeon Hall, the particulars of which we gave last Friday. They were conveyed to the Hammond-street Stationhouse, and will appear before Judge Lowe today. Melodeon Hall appears to be a favorite locality for these sharp gentlemen, from the locality for these sharp gentlemen, from the fact that it has two entrances, one on Fourth and one on Walnut-street. But a few days previous to the above operation the same game was played upon a gentleman from Cleveland, at the same place.

BOARD OF CITY IMPROVEMENTS .- The Board met yesterday at the usual hour. The Clerk was directed to prepare and transmit to the City Council an ordinance to assess a special tax on the real estate bounding and abutting on Allison-street, from Vine to Main-street.

Also, an ordinance to establish the grade of

Cramsey-street, from Court-street to Pennockalley.

The sealed proposals offered were opened and an award recommended to J. W. Smith, to repaye with limestone O'Reilly-alley, from Law-

rence-street to Dawson-alley, at 331/2 cents per square yard.

The following repairs for accepted bowldered streets were ordered: Water-street, from Race-street to Western-row, for \$20 per square; Court-street, from Vine to Sycamore-street, for \$55; Crossings at the intersections of Vine and Second-streets, for \$15; Intersections of North and South Canal-streets, at Walnut-street, for \$25

The communication from Wm. Wiswell, relative to the crossings at Seventh and Vine-streets was referred to the Commissioner of the District, in connection with the City Civil trifle higher. We will now go on with the Engineer.
The communication of John Ensterkamper,

relative to the side-walk at north-east corner of Logan and Green-street, was also referred to the Commissioner of the District in connection with the City Civil Engineer.

The Clerk was instructed to advertise for

proposals to repair the gutters, and Macad-amize with broken stone, the center between gutters on each side of Western-row, from the north side of River-street to the Ohio River.

The Board then adjourned to meet this Wednesday) morning, at 9 o'clock A. M.

MORE BLOOD-A MAN STABBED .- About one o'clock yesterday morning four young men, Germans, nemed Peter Uhi, Rudoiph Carovant, Joseph Patsold and Henry Kecker, after drinking pretty freely at a coffee-house kept by John Fultner, No. 192 Clinton-street, got into a quarrel upon religion and politics. Hard words were used by all parties, when, it is alleged, the three former drew their knives. A general moles ensued, during which Henry A general moles ensued, during which will Kecker received two cuts, one in the abdomen probably prove fatal.

Officers Bears, Hackwelder, Chumley and Smith, of the Eighth Ward, arrested the three young men and conveyed them to the Ninthstreet Station-house, where, upon search, a dirk knife was found on the person of one of them, the blade of which was stained with

It is not known as yet who did the stabbing, On the way to the Station-house Pat-sold told Officer Smith that he cut some one,

but did not know who.

The parties were before the Police Court yesterday, and committed in default of \$3,000 charge of stabbing with intent to kill.

Uhl and Carovaut are barbers, and worked at the North-east corner of Linn and Clinton-

streets. Patsold is a cabinet-maker, and Ricker is a brick-maker. Dr. Tomlinson dressed Ricker's wounds, and pronounced him in a critical condition. He was alive last evening, though it was thought he could not recover.

### INKLINGS.

On the fourth page will be found an enter-taining sketch of "The Last Scene of Washngton's Life." Every one should read it. Some two hundred feet of the Vine-street

Twenty-two cases were tried by Judge lowe in the Police Court yesterday. A colored man, named David Coleman

oulvert is completed.

was fined \$5 and costs in the Police Court yesterday, for assaulting his wife. We understand that a weekly paper will shortly be started in this city, with a heavy capital at its back. Come on, there's room for

The Palace Garden has "gone up."

The little boy, Patrick O'Niel, who was burned with gun-powder, last week, is recovering rapidly. He is at the Commercial Hos-

LECTURE BEFORE THE YOUNG MEN'S MER-CANTILE LIBRARY ASSOCIATION.—William G. Dix, Esq., formerly of the United States Legation to Quito, delivered a lecture before the Y. M. M. L. A., last night, on the subject of "Spanish Power in America, and the Physical Situation of the Andes." His de-Physical Situation of the Andes." His description of scenery was the result of personal observation, and was very vivid. With respect to the people, he regarded them unfit for republican institutions, and desired to see an empire in the West holding a position similar to that which Brasil holds in the East. He regards Spanish civilisation as, not a failure, but, considering all things, a suc-

The speaker made too great an effort to be sublime and lofty at all times. It mattered not what he was saying, he aspired to the same elevated style. On the whole, however, the lecture was interesting and instructive. Not more than one hundred and fifty persons were present, but the smallness of the be attributed to the chilly evening-the hall not being beated up.

FIRE LAST NIGHT .-- About half-past nine o'clock last evening the hat store of Mr. H. J. Montgomery, No. 281 Western-row, was discovered to be on fire. The alarm was given and the fire department was quick at work, and succeeded in subduing the flames, after a damage of about \$150, covered, as we understand, by insurance. The fire originated from a flue in which a hole for a stove-pipe had been left open. Yesterday being somewhat winterish, a fire was built in a stove in a room over Mr. Montgomery's store, and it is supposed the soot took fire and was com-municated to the shelving. Mr. M. had left his store about an hour previous to the fire.

WHEBLER & WILSON'S SEWING-MACHINES .-A good family sewing-machine is a treasure in any household. The above machine is acknowledged by competent judges to exceed any other extant for family use. It has been awarded premiums at several State Fairs, and also at the great National Fairs at St. Louis and Chicago. Our readers and the pub-lic generally are referred to the advertisement of Wm. Summer & Co., agents for the same, in another column, where a partial list of those of our city now using them can be seen.

On a Bre Spazz.-Three individuals-Wm. Frederick, Neal McDermott, and Adam Pringle-got on a tremendous spree yesterday. They got so tight as to be unable to navigate, and were very kindly provided with an express wagon, accompanied by two officers, and escorted to the Ninth-street Station-house. This morning they will appear in the Police Court, be charged for their ride, and dealt with as the

FINE HATS .- B. B. Alley, at 41 Broadway, is making a fine style of hat, which for elegance and exquisite finish is unsurpassed by any other worn. His stock is large and well as sorted. If you want a fine hat or cap, call in at 41 Broadway.

DEATH FROM BEING SCALDED -The little girl, McCarty, who was scalded some time since by the upsetting of a kettle of boiling water, died yesterday at the residence of her parents on Freeman-street, near Sixth, after suffering greatly.

As the freight train on the Ohlo and Mississippi Railroad was going out yesterday morning, it ran against a car which had been left on the track, threw it off down an embank-ment and smashed it up.

The rail is laid on the Western-row Street Sailroad Line to Court-street. The route will be completed in a few days. THE GOOD THING FOUND OUT .- Coal Oil and Lamps for sale at 212 Clinton-street, North-east corner of Baymiller, by William T. Orr.

NEWPORT NEWS.

EXAMINATION OF DR. FOSTER FOR THE SHOOT NG OF CHARLES HARRIS.—The examination of the prisoner was commenced yesterday morn-ing at eight o'clock, before Justices Sine and

ing at eight o'clock, before Justices Sine and Connelly. The prosecution was conducted by Mr. Anderson, and the defense by Messrs. Heim, Boyd, Fearons and Berry.

Although we do not intend to comment upon the testimony, a few words by way of preface will be proper to a full understanding of the case. It appears that Harris owned a house and lot, on which there were several mortgages, amounting to about \$1,800: several mortgages, amounting to about \$1,800; the last of these was held by an elderly lady named Higgenbothem. The lot was ordered to be sold at Master Commissioner's sale, and Mrs. H., fearing the property would not bring the amount, and knowing that unless it did she would be cut out, employed Dr. Foster to bid the sum of \$1,800 for the prop-erty for her. This he did, and this being sufficient to save her, the property was knocked off to Mr. Harris himself, who bid a

J. Baughman called—Was present on the night of the shooting; Dr. Foster, Mr. Harris and Mr. Dokes came into his grocery, corner of York and Bellevue-streets; saw Harris take out some papers which he gave Foster to read they purported to be receipts; Harris said those were the receipts; witness did not know those were the receipts; witness did not know what receipts they were; Dr. Foster said they were not all; Harris said that they were all that had been presented, but if there were any more bills let them be presented, and he would pay them. Dr. F. said he was able to pay his debt, but Harris was not able to pay his; this was denied by Harris; Harris made use of no offensive language (this sentence was ruled out). Harris said to Foster, you are armed—I am not; Foster said I am armed, have got a pistol and know how to use it; he then drew it, and Harris tried to take it from then drew it, and Harris tried to take it from him, and then the Dr. fired the pistol; Harris drew a stool, whereupon Owen Turner tried to part them. When just out of the door, the Dr. fired again, and Harris threw some crokery after him; in the street the Dr. fired a third ball, which hit Harris. When he first drew the pistol, it was in a menacing manner. The stool was thrown after the pistol was fired the first time; witness did not hear Harris use insulting language; witness was standing

near the parties.

Cross-examined—The fuss occurred about seven o'clock, on Saturday last. Dr. Foster, Dokes and Harris come together, and talked a minute or two; they were talking about the payment of something, witness did not know what. When Foster went out of the house, did not know if he was knocked out, or went out of his own record. (All the other facts

REP.) Mr. Dokes salled-Was going to see Sheriff and met Dr. Poster, who went with him; Dr. Foster told him that Harris had not paid all the costs of a certain law suit which had been carried to the Court of Appeals; Harris overheard him and said he had; said he would show the receipts; some words passed and Harris charged the Dr. with having a pistol; Dr. said he had and would use it, and could kill him too. (Here the witness said he got scared and hid behind some boxes.) He heard the firing and saw a chair raised, but was so excited he did not know what did happen.

Oross-examined—Costs talked of by parties were in Court of Appeals, about a brick-house; Harris said he thought it was all paid, but if it was not he would pay it; Dr. Foster said Harris had paid his (Harris's) but not his (Foster's); Harris said if not paid he was good for it; Foster doubted it; the pistot did not fre till the chair was raised; Harris made crocks dy pretty fast between shots; Harris talked coolly about the receipts before the shooting; Harris is an excitable man.

Mr. Dennison called—Difficulty occurred at about seven and a quarter o'clock; witness was talking with Harris when Dr. Foster and Dokes calking with Harris when Dr. Foster and Dokes came up; Harris said here are the papers; come and I'll show them to you; showed him two small ones—one for \$2 and another for \$13; Dr. Foster said they were nothing; Harris said he slways paid his debts; and Dr. said he did too; both were excited; the Dr. had hand on his right pantaloons pocket; Harris charged him with having a revolver, saying though he had none he was as good a man as Foster; Foster said he knew how to use a pistol; parties were separated; Dr. fired pistol and Harris drew chair and threw it and also some stone jars; Dr. fired again and retreated; Harris pursued with crocks; Dr. fired third time and Harris fell; pointed platol again, said he did not intend to shoot, but said he had two more balls; Foster excited at first but Harris was

Cross-examined-When Harris first saw Foster coming, he asked witness if he was not

Owen Turner called-Difficulty occurred about seven and a-half o'clook; stood near the parties; talked about receipts; Foster asked Marris if he had paid certain money and Harris said he had. Dome other conversation ocdoor; heard Foster say "keep away or I'll shoot you;" witness caught Foster, who got away; heard report of pistol, and also saw crocks flying, and saw Harris with chair; Foster went to the door and Harris followed; second pistol fired on pavement, third in street ten feet from it; did not see all, was confused; did not see pistol fired, but heard it; Harris appeared to be getting a rock when Foster fired third time; did not hear what was said before Poster told Harris to keep away or he would shoot him; the pistol was fired before the crocks were thrown; heard a man tell Foster not to shoot again, (after H. had fallen) and he said he would not, though he had two

more leads for him.

Cross-examined—Has been acquainted with

Cross-examined—Has been acquainted with Harris eight years; has the reputation of being a violent and dangerous man; witness did not know this personally; the firing of the pistel and raising the chair were nearly at the same time, but pistel fired slightly first; Foster retreated and Harris followed.

John Taylor called—Saw Foster with a revolver on the ferry-boat on Saturday afternoon last; witness inquired what it was for; he said he had been getting it loaded for a friend; he said he would keep it in the Postoffice; did not say who it was loaded for.

Robert Hayman called—Ten or eight, or five

office; did not say who it was loaded for.

Robert Hayman salled—Ten or eight, or five days ago, talked with Dr. Foster; saw something like a pistol in his pocket; asked him about it, and the Doeter replied, "Charley Harris says he is going to kill me, and I want to be prepared for him."

Captain William Air was called and testified to the same as John Taylor, and said he heard the Doctor make he ot breats.

Dr. Thornton called—Is one of Harris's phy-sicians; the ball entered haunch bone, near the top, and the ball went, as near as could be accertained, slightly forward and down-ward; wound not large enough to get finger in; could not reach bullet with instrument; thought best not to probe too much; Harris's general condition is now favorable; wound slightly inflamed, about same as usual in gun-shot wounds; not at this time in absolute danger. (The Court refused to allow him to enter into secondary considerations and probabilities as to what it would come to.)

Dr. Shaler called—Not more than a gill of blood came from the wound; had only a slight fever; (the rest of his evidence was about the same as Dr. Thornton's.—Rsr).

Mr. Siddons called-Heard the shots, but did not see them; undertook to hold Foster; heard him say he had two more shots for Harris. Mr. Anderson then offered the affidavit of

Mr. Harris as testimony, which was ruled out. The Commonwealth then rested. EVIDENCE FOR DEFENSE.

Dr. Lauson, of Gincinnati, called—Has known Foster eight or nine years; has been his phy-sician. his breath is not up to the natural standard; has asthma and hemorrhage of the Foster eight or nine years; has been his physician. his breath is not up to the natural standard; has asthma and hemorrhage of the lungs; could not bear a protracted physical struggle; examined him a day or two ago with instruments.

Mr. Hayman re-called—Had a conversation with Harris concerning Foster a few days before difficulty; Harris was hostile to F., and either said he would kill him or he ought to

be killed, and he could not remember which. Cross examined-Is a particular friend of

farris, but considers him insane. John Cole called-Harris asked witness if he had heard from the sale of the house by the master commissioner; said the Dr. was a dirty dog; had run the house up on him to \$200 or \$300 more than it ought to have brought, but he would be even with him one of these days. Witness told this to Foster, and told him to be on his guard; told him as a joke.

Cross-examined - Conversation alluded to

took place week ago on Monday.

Judge Boyd called—Had conversation with
H. several months before difficulty. H. told
witness that Foster was a damned rascal, and
ought to be "settled;" did not know exactly what he meant; told Dr. Foster to avoid H., as he was a desperate man; had drawn a pistol on Hawkins at one time, and also a hatchet on a man named Williams some years ago. Harris' words (in connection with his violent disposition) appeared to imply that he intended violence. A week sgo met Mr. Harris; H. spoke of the sale of his property; said it brought \$1,800, run up by Dr. Foster, and said every time F. bid he (H.) felt like throwing a bowlder just to stop his mouth till the sale was over, and he had a notion to do it yet; did not tell it to the Dr. lest it might result eriously.

Cross-examined-Understood the meaning of "settled" was "killed;" only wanted to throw the bowlder "by way of keeping him quiet;" thinks if H. would attack a man he would not hesitate to kill him; he is very unforgiving.

Mrs. Higgenbotham called—Dr. Foster was bidding in behalf of witness, who held a last morteage, and wished to have it bring enough mortgage, and wished to have it bring enough

to cover her debt, or buy it herself.

Sheriff Helm called—Foster took the pistol he had on ferry-boat over to get it loaded for witness. Dr. F. told witness he was fearful of an attack from H. Witness, by request, was with defendant several nights visiting pa-tionts. Is Sheriff, and went as both officer and friend. Foster was afraid of Harris. Cross-examined—Advised Foster to arm

himself-advice given as an officer.

Charles Todd called-Been acquainted with Harris ten years-general character desper-Jonathan Barnes called-Fourteen months ago heard H. say he carried pistel and slung-shot for Dr. Foster, and would have killed him if he had not backed out—heard nothing

lately. Cross-examined—He said he went expressly to kill him at the time referred to; reason was he said Dr. had cheuted him out of his property; witness did not remonstrate, as he knew

Harris to be a dangerous man.

Joseph E. Piner called—Known Harris ten
years—excitable and dangerous man.

Cross-examined—Often seen him in a very excited state-did not see any particular instances, but the Hawkins case, but Harris After argument of counsel, the prisoner was

### COVINGTON NEWS.

by the friends of both parties.

discharged. Considerable feeling is manifested

A MAN DIRS IN JAIL PROM THE EFFECTS OF WOUNDS RECEIVED BEFORE INCARCERATION.—
Officer Dicky last night arrested, and brought to jail, a man named William H. Nichols, who, as has been ascertained, hails from Olintonville, Bourbon County, who was laboring under a fit of delerium tremens and whose per-son, particularly his face, bore unmistakable marks of violence. He came to Ben Ellison's hotel, on Monday morning last, and stated that he had been robbed in Cincinnati of \$200 and a watch; but when questioned, appeared to wish to conceal the matter. He accounted for the bruises on his person by saying that he fell down stairs, at the Madison House, Cincinnati. Early yesterday morning, his case being criti-cal, Dr. Hays was called in to give medical advice. About six o'clock, he talked rationally to Mr. Herod, the keeper of the jall; in a few minutes afterward, when called upon by his physician, he was apparently sleeping, but upon a near approach, was found to be dead. From papers found about his person, and from two acquaintances, L. C. Rankin, and John S. Eggleston, of this place, not only his name and residence, but the following additional partic-

ulars were learned: He was a widower, and a man of means. He had been in the dry-goods business at Clinton-ville, and retired. He had been in Cincinnati since about the first of October, and on the 4th had paid Day & Matlock, on Pearl street, the sum of \$455. He was always regarded as an honorable man, and prompt in meeting his ob-

ligations, and highly respected.

We visited the corpse in the jail, and found the eyes and face very badly bruised, as if he had received a severe beating. The wounds could never have been caused by a fall; their locality entirely presludes such a supposition. One dollar in paper, and some silver change, was all that was found on his person.

Coroner Hughes held an inquest over the remains, and the jury brought in a verdict of death from some unknown violence. It is evident that he had been beaten while in Cincinnati, but where, no one can now tell, and perhaps it may ever remain a mystery The corpse has been ordered to be forwarded to Paris, Bourbon County, by his friends, Rankin and Eggleston, and will be taken thither by A. P. Rose, undertaker, of this

Judging from appearances, he is about fifty years of age. It is to be hoped that his example, sad and deplorable as it is, will serve is a warning to all against visiting those haunts of iniquity, so common in every city

Night before last, about six o'clock, a man by the name of Morris Mellally, purposely fired a loaded pistol in a crowd on Madison-street, nearly opposite the Madison House, and fortunately without injuring any one, though it is a great wonder that he did not. He was arrested by Sheriff Ashbrook, and handed over to Deputy Marshal Riff, who lodged him in jail for safe keeping until yesterday morning, when he was fined \$32 50, and in default of its payment, was lodged

Several cases of minor importance were tried in the Police Court yesterday morning, and fines imposed in sums of from \$3 to \$6.

### Cincinnati Produce Market.

TUESDAY EVENING, October 18, 1859.

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FLOUR—The market is unchanged and the demand moderate: sales of 1,200 bris. at \$4,70 for superfine, and \$4,80065 25 for extra. 2,000 bris. were received during the last twenty-four hours.

WHISKY—No change in the market: sales of 700 bris. at 20,620 56c., the latter rate for wagon.

PROVISIONS—Nothing of consequence done: 200 bris. mess Pork sold at \$44 25014 37. Bacon and Bulk Meats nominal.

CHEESE—Sales of 800 boxes at 8Me. The demand is good and the market firm.

OIL—Sales of 400 bris. Linesed at 57c.

GHOCERIES—The market is unchanged: sales of 30 hides. Sugar at 7467Mc.

GRAIN—Wheat firm at \$1 0561 08 for red, and \$1 1201 16 for white. Barley oull at 550880, for prime. Rye firm at 80c. Units in good demand at 44.

WHEAT—The market is firm and prices unchanged: sales of 1,000 bushels prime white at \$1 15; 250 do. you white at \$1 13, delivered.

CORN—New is offering freely at 45c., but buyers are now offering but 42%648c: sales of 3,000 bushels at 435. Unit is firm and soc.

BYE—Is scarce and there is a good demand: sales of 120 06 bushels at 36c.

BARLEY—The market is dull and prices unchanged from yesterday's quotations: sales of 450 bushels prime fall at 65c.

OATS—There is a good demand and the market is firm and prices unchanged: sales of 1,000 bushels at 55c.

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450. CLOVERSEED—The market is dull and there is but little demand: sales of 100 bushels at \$5. CHEESE.—The market is firm and there is a good demand: sales of 1,000 boxes W. B. at \$5.0; 200 do. English Dairy at 105c., and 50 do. Nutmeg at 12c. BUTTEE.—There is no change in prices: choice W. R. is in good demand at 16@17c; common is dull at 16@12c.

APPLES—There is a fair demand, and prices range from \$1 50 to \$2.50 per br!: sales of 80 bris. at \$2.

### [By Telegraph.] New York Market.

NEW YORK, October 18-P. M.

Wood's Theater.—Mr. Collins's third appearance, last evening, was greeted with a full house. His peerless occentricities in the characters he sustained, to the delight of his andience, were met with most vociferous langher. He is an Irishman out and out when he tries to be, and a gentleman ditto. We advise all those who are in a quandry "How to Pay the Rent," to consuit Collins, alias "Morgan Rattler," and he'll surely invent some means to liquidate the same.

quitate the same.

Te-night he appears in Born to Good Luck, and, as usual, he'll have the good luck to have a crowded house. He also appears in (or on) His Last Luck, and we hope they may never wear out, out continue to support the physical superstructure as well as he metaphysically supports his role of Irish characters. Don't forget his songs, intended as interlopers, but always halted as welcome guests. His engagement is short; make use of the time.

### LAW REPORT.

What Constitutes an Appearance in Court-David Okes ve. Wood, Eddy & Co.—Motion presented to Judge Spencer for a rule against the defendants to answer.

It appears that on the original process issued the Sherifi returned that he had served the defendants with a copy of the writ at their usual place of business. Afterward a motion was made (it does not appear in whose behalf,) to set aside this return, and leave given, upon which the Sheriff made an amended return of "not found." The motion which was originally filed to set aside the return was signed by Mills & Hoadley; and the plaintiff contends that this appearance of counsel must be construed as made on bonalf of W., E. & Co., and he treated as an appearance to the action, authorizing him to treat these parties as in Court, and requiring them to plead or submit to judgment by default. The predicate of this position is, that a motion under the code is a pleading, or equivalent to an appearance in the action. Court-No doubt an appearance may be effected by summons served on the party, by publication, by acceptance, or waiver of a summons, or by appearance through counsel in the proper mode, entered upon the write, or affected in some specific mode under the Code. The filing of a pleading is an appearance by sitorney for the mere purpose of resisting the jurisdiction of the Court, it is not an appearance to the action proper, but an appearance to the action proper, but an appearance to the interest of the court, it is not an appearance to the interest of the court, it is not an appearance to the interest of the court, it is not an appearance to the action proper, but an appearance to the interest of the court, it is not an appearance to the interest of the court, it is not an appearance to the interest whose Eddy & Co. were

ance by siturney for the mers purpose of resisting the jurisdiction of the Court, it is not an appearance to the action proper, but an appearance for a special purpose.

The facts relied on are these: On the part of plaintiff, it was claimed that Wood, Eddy & Co. were a firm doing business in this city, and were served at what was supposed to be their place of business. On the other side it was insisted that they never did business in Cincinnati; and, that if they did, the calling, that of a lottery business, was unlawful, and not recognized by the law. He (Judge S.) believed that in the former proceeding the Court held that the selling of lottery tickets being illegal, this could not be their place of business within the contemplation of the statute which authorises suits against men employed in lawful business.

The plaintiff supposes that he will be asgrieved by this decision. The answer is, that the Sheriff amended his return not by order of the Court, but on leave given; and if the party conceives himself injured to at there was a false return, that the dendants had an actual, proper place of business and the Sheriff returned them "not served," he plaintiff might bring his suit against the Sheriff for a false return, and moot the question again. But because the plaintiff should be desirous of trying a question like this, the Court could not consent to enter a rule against the other party to appear to the action. Motion overruled

J. Wolf for the motion; Mil's against.

The Warrenary Law.—Jacob Fees vs. Fred Tron, steamboat. The petition was based on a promissory note given by an officer of the boat, and did not set form the consideration.

Court—It has been held again and again that an action cannot be brought against a boat for mosey loaned to the officers.

Plaintiffs attorney—The note is drawn in the name of the boat, but signed by the Clerk.

Judge Spencer—A beat, as such, cannot give a promissory note. The action could only be maintained against the boat where it is brought for supplies, repairs, or m

HAMILTON COUNTY DISTRICT COURT.

# VERDICT .- In the case of McCullough vs.

Doolitile & Chamberlain, before the Court for several days—the plaintiff claiming \$2,500 for work done on the Hamilton and Dayton Raitroad—the jury brought in a verdict for plaintiff for \$755. The jury fee was \$75.

King and McGrearty for plaintiff; Fox and Powell for defense. An affidavit was presented alleging the insanity of Hiram Mozier, a native of the United States, and, for several years, a resident of this county. It was stated he had twice stabbod his wife. Dr. A. McMahon, upon examination, considered that his derangement was only temporary, and was caused by intemperance. He was before in the Lunatic Asylum, and was recommitted there.

HOME INTEREST. A. A. Eyster, Clocks, Watches and welry, Nos. 341 and 271 Western-row. gas Daguerrean Callery, South-west corner of Sixth and Western-row, over Hannaford's Drug store. Pictures taken and put in good cases for

wenty cents. Warranted to please. GREAT ATTRACTIONS .- Friel & McGuire, the well-known Merchant Tailors, at 256 Walnut-street, have now a fine stock of Clothes suitable for Conta and Pants of every quality. They are good fitters and never fail in rendering satisfaction to those who favor them. Drop in

### By Telegraph. Baltimore Market. BALTIMORE, Cotober 18-M.

Flour active: Howard and City Mills \$5.
Wheat firmer: sales of 18,000 bushels ac \$2.003140 for white. Corn active: sales of 12,000 bushels at \$220940. for white and yellow.
Provisions steady, but not active: mees Pork \$15.75; prime \$11.50. Ohio Whisky 59c. AUCTION SALES.

A UCTION SALE,—BY G. BRA-SHEARS & CO., Sales-rooms Nos. 57 and 59 Main-street.—Peremptory Sale of Boots and Shoes at Auction.—We will sell, on THURSDAY MORN-ING, October 20, at 9 o'clock, without reserve, 300 cases Boots and Shoes. Terms cash. oct9 G. BRASHEARS & Co., Auctioneers. AUCTION SALE.—BY H. S. MILES A UCTION SALE.—BY H. S. MILES

A CO., No. 33 Main-atreet—Groceries, Glassware, Boots, &c., at Auction.—THURSDAY MORNING, October 29, at 90 clock, consisting of a general
assortment of Groceries, &c., Sugars, Coffees, Teas,
Syrups, Glassware, Cigars and Tobacco, whole and
ground Spices, German and fancy Scaps, Pearl
Starch, Rice, painted and Cedar Buckets, Whiakies
and Brandles, straw and rag Paper, Bedoords, Rope
and Twine, Indigo, Nutmegs, kip and calf Boots
and Shoes, Cotton Yarn, Lemon Syrup, Tallow and
Star Candles, Cheese, S. C. Soda, Matones and
Tapers, Vinegar.

### Capers, Vinegar. oc19 H. S. MILES & CO., Austienears.

# HENRY DAVID,

MISCELLANEOUS.

No. 278 MAIN-STREET. BETWEEN SIXTH AND SEVENTH, MANUFACTURER AND IMPORTER

Scaps, Perfamery, Fancy Goods, &c., Which I will sell cheaper than any other place in the city. You will find a large assortment of EX-TRACTS at 25 cents per bottle. Ocl4

ATTENTION, BUILDERS!

# THOS. W. FARRIN & CO.

HAVE ESTABLISHED THE FACT that they are selling lumber at their yard on Freeman-street, next to Cincinnati, Hamilton and Dayton Railroad,

### AT LOWER PRICES Than any other Lumber Dealers in the city.

'Quick Sales and Small Profits"

IS THEIR MOTTO. 

bills of \$500 or more.

We have one of the largest and best selected stocks of Lumber in the Cincinnati market, which we offer for sale at the above prices.

THOS. W. FARRIN & CO.